

Jury demand date:

TITLE OF CASE		ATTORNEYS					
<p>OKLAHOMA GALVANIZING COMPANY, INC., A Corporation</p> <p>vs</p> <p>THE UNITED STATES OF AMERICA</p> <p>Case # ^{71-C-350} 71-C-153 CONSOLIDATED WITH THIS CASE ON 1-14-72</p>		<p>For plaintiff:</p> <p>Coleman Robison ⁵⁸⁵⁻⁹²¹¹ Rosenstein, Livingston, Fist & Ringold 300 McFarlin Building Tulsa, Okla. 74103</p> <p>Robert E. Jones ⁵⁸³⁻⁵¹¹¹ Petroleum Club Bldg ^{117 E. 5th} Tulsa, Oklahoma 74103</p> <p>For defendant:</p> <p>Nathan G. Graham Robert P. Santee</p>					
STATISTICAL RECORD	COSTS						
J.S. 5 mailed ⁵⁻¹⁻⁷¹	Clerk			4-26-71 Livingston	15 00		
J.S. 6 mailed ²⁻¹⁻⁷⁴	Marshal			4-29-71 C.D.No.48			15 00
Basis of Action: Judgment decreeing pltf's lien is prior to def't's lien	Docket fee						
	Witness fees						
Action arose at:	Depositions						

71-C-350 } Cons.

DATE	PROCEEDINGS	Date Order or Judgment Noted
4-26-71	Complaint, filed. Summons issued. m	
4-27-71	Return of U. S. Marshals Service. Served Nathan Graham, U.S. Atty. on 4-26-71 at 4:15 P.M. (Fee \$3.00) Filed. r	
6-21-71	Motion (with brief) for extension of time to answer or otherwise plead, filed. g	
6-23-71	Order granting defendant to and including August 25, 1971 to answer, filed. v	
8-25-71	Deft's Motion for enlargement of time within which to answer or otherwise plead, filed. With brief in support of motion for enlargement of time within which to answer or otherwise plead as a part of the pleading. v	
8-25-71	Order by Court that Plaintiff is granted 10 days from this date to respond to Defendant's Motion for enlargement of time within which to answer or otherwise plead. (AEB-J) v	to mailed letters
8-27-71	Pltf's Response to Deft's Motion for Enlargement of time, filed. r	
8-30-71	Order granting deft. to 10-25-71 to answer or plead, filed. (AEB-J)m (copies mailed)	
9-29-71	Motion to dismiss by Deft., USA--with Brief in support of motion to dismiss as a part of the pleading, filed. v	
9-29-71	Ordered by the Court that Plaintiff is granted 10 days from this date to respond to Deft.'s Motion to Dismiss. (AEB-J) v	mailed letter
10-12-71	Pltf's Response to Deft's Motion to Dismiss, filed. r	
1-11-72	Ordered that Magistrate conduct hearing on motion to dismiss of deft. (AEB-J)hm	
1-11-72	Hearing held on deft's motion to dismiss. Motion is moot. Parties request this case and 71-C-350 be consolidated and it is so recommended by the Magistrate. Deft. counsel to prepare recommendation and formal order within 5 days. (MLB-Mag)(Millie Ballard-CSR)hm	
1-14-72	Recommendation of the U.S. Magistrate that Civil Actions 71-C-153 and 71-C-350 be consolidated, which consolidation renders moot the motion to dismiss filed by the Deft. in 71-C-153, filed. (MLB-USMag.)v	
1-14-72	Ordered that the Recommendation of the U.S. Magistrate be accepted, filed. (AEB-J)v	
1-19-72	Pre-trial order (in Case #71-C-350), filed. (AEB-J)hm	
2-22-72	Notice of Levy by I.R.S., filed. g (\$14,773.22)	
3-7-72	Stipulation between parties, filed. rm	
3-7-72	Answer of USA to interrogatories, filed. rm	
3-21-72	Cases set for non-jury trial 4-3-72 at 10:00 a.m. (AEB-J)hm (this case and 71-C-350)	
3-30-72	Ordered by the Court that these cases be stricken from the non-jury docket of 4-3-72, pending the filing of Summary Judgment. (AEB-J)v	
3-31-72	Motion of Oklahoma Galvanizing Co. for Summary Judgment, with affidavit of Pat Walker, and Brief in Support of Motion, filed. v	
4-31-72	Ordered by the Court that the U.S.A. is granted 10 days from this date to respond to Okla. Galvanizing Co.'s Motion for Summary Judgment.(AEB-J)v	
4-7-72	Notice of Levy by I.R.S., filed. v (\$2,775.09)	
4-11-72	Brief in opposition to Oklahoma Galvanizing's motion for summary judgment and in support of summary judgment in favor of USA, filed. g	
5-16-72	Findings and recommendations of the magistrate, filed. ds copies mailed	
5-15-72	Ordered that Magistrate conduct hearing on pltf's motion for S/J & deft's motion for S/J. (AEB-J)hm	
5-15-72	Hearing held on motions of both parties for S/J. Parties agree that S/J should not be granted to either side & are given 10 days to prepare pretrial order. (MLB-Mag)hm	

DATE	PROCEEDINGS	Date Order or Judgment Noted
6-2-72	Order approving recommendation of Mag., and denying pltf. and def. motions for SJ. (AEB-J)rm - copies mailed	
6-22-72	Motion for S/J of USA, with brief in support, filed. hm	
6-22-72	Affidavit of L. F. Phillips, filed. hm	
6-22-72	Affidavit of Deno Tomaselli, filed. hm	
6-22-72	Ordered that counsel for Okla. Galvanizing Co. file responsive brief to motion of USA for S/J within 10 days. (AEB-J)hm	
7-11-72	Brief in response to motion of USA for summary judgment, filed, with approval by court to file same out of time(AEB-J)rm - counsel notified by ph.	
10-2-72	It is ordered by the Magistrate that it is his recommendation the govt's motion for S/J be denied. Pltf. directed to prepare F & R within 5 days. (MLB-Mag)hm (letter written parties)	
10-10-72	Findings and recommendations of the Magistrate, filed. (MLB-Mag)hm (copies mailed)	
10-26-72	Order, filed, that recommendations of Mag. are approved & motion of USA for S/J is denied. (AEB-J)hm	
3-23-73	Stipulation and Appl. for Order Approving Stipulation,, filed. v	
3-28-73	Order approving stipulation, filed. (AEB-J)rm - copies mailed	
7-27-73	Cases set for non-jury trial 9-4-73 at 10:00a.m. (AEB-J) jj (71-C-153 & 350)	
8-27-73	Joint application for continuance of non-jury trial, filed. order to Judge.	
8-28-73	Order, filed, striking case from non-jury docket, to be reset at later date. (<u>this is last continuance to be granted</u>)(AEB-J)rm <i>expedited</i>	
11-21-73	Return of Offer and Application for Confirmation of Sale, filed. jj O to J	
11-28-73	Order, filed, Confirming Sale, filed. jj <i>expedited</i> <i>ready for n-j trial (check order conf sale)</i>	
12-11-73	Minute Order: It is ordered that this case is set for non-jury trial on Monday, 1-14-74, at 10:00 A.M. (AEB-J)e	
12-11-73	Notice of Deposit in amt. of \$5,000, filed. jj	
12-17-73	Appl. of U.S.A. for confirmation of sale, filed. v (o)	
12-18-73	Notice of Deposit in amt. of \$7,000, filed. jj	
12-18-73	Order Confirming Sale, filed. (AEB-J)a	
1-7-74	Appl. of U.S.A. for confirmation of sale, filed. v	
1-9-74	Order Confirming Sale, filed. (AEB-J)v -cps mld.	
1-9-74	Joint Application for Approval of Disbursement, Settlement of Cases and Dismissal of Suits, filed. js <i>order to Judge</i>	
1-9-74	Order, filed, approving disbursement of funds, settlement of cases, and dismissal of suits, also entered this date. Clerk ordered to make stated disbursements. Upon completion of disbursements, the case shall be deemed settled & dismissed w/prejudice. (AEB-J)v -cps mld.	

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